



General Assembly

January Session, 2019

Committee Bill No. 5526

LCO No. 3929



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

AN ACT CONCERNING GOOD TIME CREDITS AND THE EARNED RISK REDUCTION CREDIT PROGRAM.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 18-7a of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) Except as provided in subsections (b) [and (c)] to (d), inclusive,
4 of this section, any person sentenced to a term of imprisonment, on
5 and after October 1, 1976, and while still serving such sentence
6 whether such sentence is for a definite, indefinite or indeterminate
7 term, and regardless of the institution wherein the prisoner is confined
8 may, by good conduct and obedience to the rules which have been
9 established for the service of his sentence, earn a commutation or
10 diminution of his sentence in the amount of ten days for each month,
11 and pro rata for a part of a month, of a sentence which is for not more
12 than five years, and fifteen days for each month, and pro rata for a part
13 of a month, for the sixth and each subsequent year of a sentence of
14 more than five years. In the case of an indeterminate sentence, such
15 credit shall apply to both the minimum and maximum term. In the
16 case of an indefinite sentence, such credit shall apply to the maximum

17 term only. Any act of misconduct or refusal to obey the rules which
18 have been established for the service of his sentence shall subject the
19 prisoner to the loss of all or any portion of such credit by the
20 commissioner or his designee.

21 (b) Except as provided in [subsection (c)] subsections (c) and (d) of
22 this section, any person sentenced to a term of imprisonment for an
23 offense committed on or after July 1, 1981, may, while held in default
24 of bond or while serving such sentence, by good conduct and
25 obedience to the rules which have been established for the service of
26 his sentence, earn a reduction of his sentence in the amount of ten days
27 for each month and pro rata for a part of a month of a sentence up to
28 five years, and twelve days for each month and pro rata for a part of a
29 month for the sixth and each subsequent year of a sentence which is
30 more than five years. Misconduct or refusal to obey the rules which
31 have been established for the service of his sentence shall subject the
32 prisoner to the loss of all or any portion of such reduction by the
33 commissioner or his designee.

34 (c) [Any] Except as provided in subsection (d) of this section, any
35 person sentenced to a term of imprisonment for an offense committed
36 on or after July 1, 1983, may, while held in default of bond or while
37 serving such sentence, by good conduct and obedience to the rules
38 which have been established for the service of his sentence, earn a
39 reduction of his sentence as such sentence is served in the amount of
40 ten days for each month served and pro rata for a part of a month
41 served of a sentence up to five years, and twelve days for each month
42 served and pro rata for a part of a month served for the sixth and each
43 subsequent year of a sentence which is more than five years.
44 Misconduct or refusal to obey the rules which have been established
45 for the service of his sentence shall subject the prisoner to the loss of all
46 or any portion of such reduction by the commissioner or his designee.
47 In the event a prisoner has not yet earned sufficient good time to
48 satisfy the good time loss, such lost good time shall be deducted from
49 any good time earned in the future by such prisoner.

50 (d) On and after the effective date of this section, no person may
 51 earn good time pursuant to this section. Any person who, prior to the
 52 effective date of this section, was eligible to earn good time pursuant to
 53 the provisions of this section, may, on or after the effective date of this
 54 section, earn credits pursuant to the provisions of section 18-98e, as
 55 amended by this act, provided such person is otherwise eligible to earn
 56 such credits. Any good time credits earned prior to the effective date of
 57 this section may be used to reduce a person's sentence in accordance
 58 with subsection (a), (b) or (c) of this section, as applicable, except as
 59 may be lost pursuant to the provisions of this section. Nothing in this
 60 subsection shall invalidate the release or parole release of any person
 61 pursuant to a sentence reduction earned prior to the effective date of
 62 this section.

63 Sec. 2. Subsection (a) of section 18-98e of the general statutes is
 64 repealed and the following is substituted in lieu thereof (*Effective from*
 65 *passage*):

66 (a) Notwithstanding any provision of the general statutes, any
 67 person sentenced to a term of imprisonment [for a crime committed on
 68 or after October 1, 1994,] and committed to the custody of the
 69 Commissioner of Correction, [on or after said date,] except a person
 70 sentenced for a violation of section 53a-54a, 53a-54b, 53a-54c, 53a-54d,
 71 53a-55, 53a-55a, 53a-70a, 53a-70c or 53a-100aa, or who is a persistent
 72 dangerous felony offender or persistent dangerous sexual offender
 73 pursuant to section 53a-40, may be eligible to earn risk reduction credit
 74 toward a reduction of such person's sentence, in an amount not to
 75 exceed five days per month, at the discretion of the Commissioner of
 76 Correction for conduct as provided in subsection (b) of this section
 77 occurring on or after April 1, 2006.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	18-7a
Sec. 2	<i>from passage</i>	18-98e(a)

Statement of Purpose:

To prohibit persons who were sentenced prior to the abolishment of good time credits from continuing to collect such credits and to permit such persons to earn risk reduction credits if otherwise eligible.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: REP. KLARIDES, 114th Dist.; REP. CANDELORA, 86th Dist.
REP. O'DEA, 125th Dist.; REP. O'NEILL, 69th Dist.
REP. KOKORUDA, 101st Dist.; REP. ZUPKUS, 89th Dist.
REP. FISHBEIN, 90th Dist.; REP. FRANCE, 42nd Dist.

H.B. 5526